

NOTICE OF REVOCATION AND RESTITUTION

Case Nos. 95-67-GA; 95-100-FA

Gary F. Murg, P-18087, Detroit, Michigan, by Attorney
Discipline Board Tri-County Hearing Panel #3.

- 1) Revocation;
- 2) Effective October 20, 1995.

Respondent was retained to represent a client in a breach of contract action. An arbitration award was entered in favor of his client in the approximate amount of \$56,000, plus costs. Respondent received two separate checks on behalf of his client, each in the amount of \$30,000. Respondent deposited the checks into his client trust account. The panel found, by default, that respondent failed to notify his client of the receipt of the \$60,000; withdrew funds from his trust account, misappropriating the approximate sum of \$60,000; commingled client funds with personal funds; issued a check, made payable to his client in the amount of \$5,000, which was dishonored by the bank for non-sufficient funds; and issued a check, made payable to his client in the amount of \$61,100, which was dishonored by the bank for non-sufficient funds. Respondent's conduct was found to be in violation of MCR 9.104(1)-(4); and Michigan Rules of Professional Conduct 1.15(a)-(c) and 8.4(a)-(c).

The panel ordered that respondent's license to practice law in Michigan be revoked and that he make restitution to his client in the amount of \$60,000 plus interest. Costs were assessed in the amount of \$213.83.